



Revision number: 1

Purchasing Agent: NANCY ORTON

**Item: STATEWIDE CONTRACT-ONLINE LEGAL RESEARCH SERVICES**

Vendor: 22784C E

West, a Thomson Business  
610 Opperman Drive  
Eagan MN 55123

Remit to Address: 22784C C

West, a Thomson Business  
PO Box 6292  
Carol Stream, IL 60197-6292

Internet Homepage:

[www.west.thomson.com](http://www.west.thomson.com)

Telephone:

(651) 687-5722

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(651) 687-5686

Contact:

Joseph Kubes and Karin Stein O'boyle

Email address:

[joseph.kubes@thomson.com](mailto:joseph.kubes@thomson.com) or  
[karin.stein.o'boyle@thomson.com](mailto:karin.stein.o'boyle@thomson.com)

Brand/trade name:

Westlaw

Price:

Terms:

Net 30

Effective dates:

10/01/04 through 09/30/09

Days required for delivery:

5 Days prior to start of next month

Price guarantee period:

Term of Contract with 5% increase each year

Minimum order:

N/A

Min shipment without charges:

N/A

Other conditions:

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**PLEASE NOTE TWO NEW CONTACT PEOPLE FOR CONTRACT.**

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This is a multiple award contract. Please see MA1827 for comparison to determine lowest cost option per your specific requirements.

This contract covers only those items listed in the price schedule. It is the responsibility of the agency to ensure that other items purchased are invoiced separately. State agencies will place orders directly with the vendor (creating a PG in Finet) and make payments for the same on a PV referencing the original PG. Agencies will return to the vendor any invoice which reflects incorrect pricing.



New Sales: Lane Christianson or  
West Sales Representative  
8306 S Water Oak Dr.  
South Jordan, UT 84088  
(801) 282-5892 X 73702  
[lane.christianson@thomson.com](mailto:lane.christianson@thomson.com)  
[Justin.johanson@thomson.com](mailto:Justin.johanson@thomson.com)

Justin Johanson  
West Sales Representative  
3824 West 5575 South  
Roy, UT 84067  
(801) 644-8193 X 75391

This is a multi-year “State” contract to provide a variety of Online Legal Research Services and materials online that are adaptable to the needs of the various agencies.

The Contract resulting from this RFP will be for a period of five (5) years. The contract may be extended beyond the original contract period up to an additional five (5) years at the State's discretion and by mutual agreement.

## Access, Timeliness, Organization, Content, Retrieval & Experience

Legal research services will be available via Internet protocol (IP). Access is available via any Internet connection that users have available. This includes access not just in the office, but also from any remote location with Internet access 24/7.

Automatic logoff features give the option of leaving a connection intact or automatically terminating a connection at a time that the user deems useful. This is something that each user can configure as they choose. Ability to track research sessions is also available and users can save research sessions/trails for as long as they need them.

Database organization and operation should allow references cross-linked to go to the paragraph and not just to the page where the reference is located. Specifically, the databases that contain Utah Cases should include the vendor neutral citation with pinpoint paragraph numbers adopted by the Utah Appellate Courts. Additionally, users should have the option to create a practice/focus page of frequently used databases on a sustained page, such as user/office home page. Search results should also guide the user to similar sources (more cases, etc. like this).

The information available should be comprehensive and exhaustive. Search algorithms should be consistent and produce consistent results. In Natural Language searching date qualifiers should run first and not be included in final results and counted as a hit. All attempts should be made to guarantee that all available information, such as cases, both published and unpublished, be included in the online databases.

Retrieval options should include e-mail or download into Word Processing format (Word or WordPerfect). Cut and paste allowed.

Contractor has the technical expertise, experience, and sufficient hardware to provide users with compatible and secure access to materials with minimal interruption and down time.

**Specific Services (online databases):**

At a minimum, the attached spreadsheet shows databases available. Pricing options follow the



spreadsheet.



<b>Basic Databases &amp; Services Required:</b>		
<b>Federal</b>	<b>State</b>	<b>Addition Requirements</b>
U.S. Code - w/Annotations	Utah State Code w/Annotations and Legislative materials, i.e. Laws of Utah	State Constitution databases should have separate search option.  Also as many historical versions of the Utah Code as possible.  Browse in context option.
Public Law Information w/ legislative history resources. Example, USCCAN.	Public Law Information w/ legislative history resources	
Uniform Laws w/annotations		
Model Acts		
Cases All federal levels, district, circuit, Federal Rules Decisions, and Supreme Court.	Utah Cases Appellate level and if developed, any state district level opinion database.	Case databases should have various combination options for searching, such as Allfeds, Allstates, etc.
Case Authority status check, such as Keycite or Shepards	Case Authority status check, such as Keycite or Shepards	Automatic update service on case status.
Rules of Civil and Criminal Procedure Annotated	Utah Court Rules Annotated	
Jury Instructions, Federal and State w/annotations		
Law Reviews and Bar Journals		Searchable in combination and singularly.
CFR - Code of Federal Regulations	All states Administrative Codes	Browse in context option.
Federal Register	Any state equal equivalent	
State Legislators should have access to basic databases during the Legislative General Session.		
<b>Special Databases Required by Some Agencies:</b>		
A.L.R. - American Law Reports -		
Legal Encyclopedia -		
Public Records -		Assets, locators, profilers, criminal records, and credit information
Briefs for all court levels, especially 10 <sup>th</sup> circuit briefs	Briefs - Utah Supreme and Court of Appeals briefs	
Statute Enhancement Service for Federal Statutes and Utah, if available.		
Clipping Services to automatically inform of any changes to materials, such as statutes or case status.		
Online service should coordinate with internal brief bank and should include enhancements, such as updates on status of cited authority in documents contained in internal brief bank, and have proven network compatibility.		
Tax analysis service covers all states. Examples: Tax Analyst, RIA States		



Tax Guide & Comparisons, or CCH Multi-state Tax Service.		
Jury Verdicts and Settlements		
Expert Witness Database to include qualifying information, such as publications, previous trials, etc.		
ABA CLE Materials		
McQuillin, full service, all modules		

**Technical Support and Training**

Both technical and end user support (to include reference and in person training) should be provided 7 days a week, 24 hours a day both by telephone (800 numbers) and e-mail. After hours providing web-based training and telephone training can satisfy training requirements. In person training during business hours is provided during the normal course of the contract. During the start of the contract, in person training should be as frequent as the end user requires in order to utilize the service effectively.

**Discounts and "Ramp up" Time**

This period extends from three to six months to give new users a chance to acquire training and experience sufficient for effective use. During this period a discount is offered.

New subscribers to Westlaw shall be billed at \$40 per user per month for unlimited Westlaw access for three consecutive months for up to 10 users. Trial rates for agencies with greater than 10 users will be negotiated.

FINET COMMODITY CODE(S):

91528000000-ELECTRONIC INFORMATION AND MAILING SERVICES



## WEST OPTIONS

Considering the diverse legal research needs and budgets of Utah agencies, West Publishing Corporation (West, a Thomson business, hereinafter "West") proposes to provide several combinations of Computer Assisted Legal Research (CALR) Services to best meet the needs of government users in the State of Utah (hereinafter "State").

West will offer all options iterated in its response to Solicitation #NO5950 dated July 27, 2004. These options are as follows:

**Option 1: Plan 2A.** Unlimited Government Service, State of Utah - State Courts, the Legislative Research General Counsel (only), the Utah Attorney General (Executive), and the Salt Lake County District Attorney (*Combined Contract* for Large Utah Agencies).

**Option 2: Plan 2B.** Unlimited Government Service – Per Password Rate.

**Option 3: Plan 2C.** Unlimited Government Service - WestlawPRO® Rates.

**Option 4: Plan 2D.** Unlimited Government Service – Three Month Fixed-Rate Trial Program for New Westlaw® Subscribers.

**Option 5: Plan 2E.** Unlimited Government Service – Fixed Monthly Rate.

**Option 6: Plan 2F.** Related Software products – West km and Prolaw.

**Option 7: Plan 2G.** Unlimited Government Service, State of Utah - State Courts, the Legislative Research General Counsel (only), the Utah Attorney General (Executive), and the Salt Lake County District Attorney (*Separate Contracts* for Large Utah Agencies).

In addition, West offers Plans 2H and its clarification of 2B as part of its BAFO:

**Option 8: Plan 2H.** Unlimited Government Service, State of Utah - State Courts, the Legislative Research General Counsel (only), the Utah Attorney General (Executive), and the Salt Lake County District Attorney (*Separate Contracts* for Large Utah Agencies).

West's cost-effective pricing, combined with the unique combination of superior, comprehensive and current database content packaged to meet the diverse research needs of government users in the State of Utah, provides the "best value" to State of Utah agencies.



State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2A – Unlimited Government Service**  
State of Utah – State Courts, Legislative Research General Counsel,  
Attorney General and Salt Lake County District Attorney

**Available only to the State of Utah – State Courts, Legislative Research General Counsel, Attorney General and Salt Lake County District Attorney eligible to participate under the Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.**

1. The State of Utah – State Courts, Legislative Research General Counsel (inc. Legislators – see 4), Attorney General and Salt Lake County District Attorney shall be billed the following “Monthly Fixed Rate” for unlimited Westlaw access.

Year	Monthly Fixed Rate
1	\$36,200
2	\$38,010
3	\$39,911
4	\$41,907
5	\$44,002

2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material (i.e., ABA-CLE)  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
10<sup>th</sup> Circuit Briefs  
Factiva on Westlaw Databases  
Jury Instructions  
American Law Report  
American Jurisprudence  
Corpus Juris Secundum  
Public Records Databases and Services (including EDGAR, Disclosure Company Index, Criminal Records Databases and Westlaw Public Records Databases and Services)  
McQuillin Library  
ExpertNet

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RIA/WGL– Federal Tax Reporter Library  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)  
Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate ("Excluded Charges") and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)  
*Profiler* Databases  
Premier Databases  
Specialty Databases  
WestDockets  
West Reporter Images  
Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. Should the Legislative Research General Counsel select West as its provider; West will extend access to Westlaw for the State Legislators while in session. Said access will include Utah specific materials and all 50 state/federal case law and statutes.
5. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
6. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is STRICTLY PROHIBITED. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.

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State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2B – Unlimited Government Service**  
- Per Password Rate

Available only to Utah state agencies, trial courts (municipal and superior), county and city government agencies, higher education institutions (administrative personnel only), primary and secondary education institutions (administrative personnel only), tax-supported special districts and public libraries (administrative personnel only) eligible to participate under the State of Utah Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.

1. The agencies accessing Westlaw under Plan 2B shall be billed the rates set forth below for unlimited Westlaw access.

Year	Monthly Charge Per User Rate
1	\$85
2	\$89
3	\$93
4	\$97
5	\$102

2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Charge per User (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
Jury Instructions  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)  
Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Charge per User (“Excluded Charges”) and shall be billed at the rates set

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forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
Factiva on Westlaw Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)  
*Profiler* Databases  
Premier Databases  
Public Records Databases and Services (including EDGAR, Disclosure Company Index, Criminal Records Databases and Westlaw Public Records Databases and Services)  
Specialty Databases  
WestDockets  
West Reporter Images  
Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. The following Libraries may be added to the Monthly Charge Per User. Each password is required to subscribe to the Monthly Charge Per User before purchasing any of the following add-ons:

<u>Libraries</u>	<u>Year 1</u>
Factiva on Westlaw	\$10 per User per Month
Westlaw Public Records Databases (except for Credit Bureau Headers, Dun & Bradstreet, product surcharges and document delivery charges)	\$20 per User per Month
<b>American Law Reports</b>	<b>\$14 per User per Month</b>
American Jurisprudence 2d (excluding Forms, Proof of Facts and Trials)	\$11 per User per Month
Litigation Library	\$13 per User per Month
National Litigator	\$135 er User per Month
Bankruptcy Library	\$12 per User per Month
Labor and Employment Library	\$10 per User per Month
McQuillin Library	\$15 per User per Month
Municipal Library	\$20 per User per Month
Public Utilities Reports (Sub Material #40028040)	\$16 per User per Month
Criminal Records (Sub Material #40199546)	\$10 per User per Month

If an agency elects to request access to an Analytical Library (or Libraries), such access must be given to all Westlaw passwords issued to the agency and the associated aggregate charge will be billed to the agency accordingly. Sharing of Westlaw passwords between or

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among Subscriber's personnel is STRICTLY PROHIBITED. West reserves the right to monitor the passwords issued to an agency.

5. All rates set forth under Option 2B shall be increased by 5% each year, including any extension years.
6. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
7. The Monthly Charge per User under Plan 2B will **NOT** be prorated. Requests for passwords by new Subscribers or requests for additional passwords by current Subscribers that are processed by West by the last day of a month will be billed the entire Monthly Charge per User for each password request during such month.
8. Each agency location must subscribe separately. Access is limited to the agency's personnel at that location.
9. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is STRICTLY PROHIBITED. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.



Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2C – Unlimited Government Service -**  
Westlaw® Pro Rates

Available only to Utah state agencies, trial courts (municipal and superior), county and city government agencies, higher education institutions (administrative personnel only), primary and secondary education institutions (administrative personnel only), tax-supported special districts and public libraries (administrative personnel only) eligible to participate under the State of Utah Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.

- The agencies accessing Westlaw under Plan 2C shall be billed at then-current Westlaw PRO databases set forth below. All charges associated with the Westlaw PRO Databases shall be included in the Monthly Charges:

		Year 1 – Monthly Charges								
		Number of Attorneys at the Location*								
PRIMARY LAW PRODUCTS	Sub	1-2	3-5	6-9	10-15	16-20	21-25	26-30	31-35	36-40
<b>State</b>										
Utah PRO Plus with KeyCite All - <i>State PRO, binding Federal Case Law, USCA, and KeyCite All</i>	30303478	\$212	\$320	\$471	\$677	\$940	\$1,233	\$1,529	\$1,820	\$2,112
State Essentials PRO	40129833	\$78	\$86	\$115	N/A	N/A	N/A	N/A	N/A	N/A
Bill and Regulation Tracking - Federal + Utah	30302459	\$40	\$56	\$72	\$88	\$128	\$168	\$208	\$248	\$288
Public Records Library	40013992	\$194	\$281	\$432	\$627	\$930	\$1,210	\$1,496	\$1,774	\$2,075
All AmJur Library w/ALR	30305082	\$264	\$304	\$344	\$383	\$423	\$463	\$503	\$542	\$582
American Law Reports	30302092	\$104	\$121	\$138	\$154	\$170	\$187	\$204	\$221	\$237
American Jurisprudence 2d	30302112	\$88	\$101	\$115	\$127	\$141	\$154	\$168	\$180	\$193
Law Reviews and Journals	30302837	\$72	\$86	\$101	\$115	\$130	\$144	\$158	\$173	\$187
Restatements Library	30304936	\$80	\$90	\$98	\$109	\$117	\$127	\$138	\$146	\$156
Westnews – US News	30303152	\$37	\$55	\$74	\$92	\$147	\$194	\$240	\$286	\$332
*Westnews cannot be purchased as a stand-alone product										
All Analytical Library ( <i>Litigation Library, Legal Research Library, All Federal Analytical Library</i> )	30302108	\$530	\$582	\$638	\$695	\$747	\$804	\$856	\$913	\$969

- The maximum number of passwords that a government agency may have is two times the total number of attorneys.

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		Year 1 – Monthly Charges		
		Base	User	Total 1st
TOPICAL LAW PRODUCTS (Per User)	Sub	Rate	Rate	PW Rate*
Couch on Insurance	30303696	\$70	\$10	\$80
Environmental Law	30303662	\$69	\$66	\$135
Labor and Employment	30302822	\$50	\$70	\$120
McQuillin	40016032	\$46	\$50	\$95
Merten's/Casey	30303762	\$50	\$50	\$100
Tax - Silver Primary Library	40182933	\$48	\$48	\$96

\*Per user library rates are calculated by adding the base rate and the user rate to obtain the 1st password rate. The user rate will be applied to each additional password.

All other Westlaw Charges shall not be included in the Included Charges and shall be billed to Subscriber at the then-current Schedule A Plan 2P rates ("Excluded Charges"). The Monthly Subscription Charges shall be waived. West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August 1, 2004.

- All rates set forth under Option 2C shall be increased by 5% each year, including any extension years.
- Additional WestlawPRO Products.** Additional WestlawPRO products not listed on this Schedule A Plan 2C may be licensed to qualified agencies at then-current rates for government WestlawPRO Subscribers. Westnews cannot be purchased as a stand-alone product.
- All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
- The Monthly Charge per User under Plan 2C will **NOT** be prorated. Requests for passwords by new Subscribers or requests for additional passwords by current Subscribers that are processed by West by the last day of a month will be billed the entire Monthly Charge per User for each password request during such month.
- Each agency location must subscribe separately. Access is limited to the agency's personnel at that location.
- Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is **STRICTLY PROHIBITED**. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.

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State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2D – Unlimited Government Service –  
Three Month Fixed-Rate Trial Program for New Westlaw®  
Subscribers**

Available only to Utah state agencies, trial courts (municipal and superior), county and city government agencies, higher education institutions (administrative personnel only), primary and secondary education institutions (administrative personnel only), tax-supported special districts and public libraries (administrative personnel only) eligible to participate under the State of Utah Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to new subscribing government personnel accessing Westlaw for government purposes.

1. New subscribing agencies accessing Westlaw under Plan 2D shall be billed at \$40 per user per month (“Monthly Charge Per User Rate”) for unlimited Westlaw access for three consecutive months for up to 10 users. Trial rates for agencies with greater than 10 users will be negotiated.
2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate Charge (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)  
Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate Charge (“Excluded Charges”) and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
Factiva on Westlaw Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)

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*Profiler* Databases

Premier Databases

Public Records Databases and Services (including EDGAR, Disclosure Company Index,  
Criminal Records Databases and Westlaw Public Records Databases and Services)

Specialty Databases

WestDockets

West Reporter Images

Charges for any third party Westlaw Feature(s) released during the Term

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West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. All rates set forth under Option 2D shall be increased by 5% each year, including any extension years.
5. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
6. The Monthly Fixed Rate Charge under Plan 2D will **NOT** be prorated and must start on the first day of a month.
7. At the conclusion of the trial period, the Subscriber shall be billed at Schedule A Plan 2B rates unless Subscriber elects a different plan upon 10 days written notice prior to the end of the trial period.
8. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is **STRICTLY PROHIBITED**. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.





State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2E – Unlimited Government Service –  
Fixed Monthly Rate**

Available only to Utah state agencies, trial courts (municipal and superior), county and city government agencies, higher education institutions (administrative personnel only), primary and secondary education institutions (administrative personnel only), tax-supported special districts and public libraries (administrative personnel only) eligible to participate under the State of Utah Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.

1. The agencies accessing Westlaw under Plan 2E shall be billed a monthly fixed rate (“Monthly Fixed Rate”) based on the number of users, historical revenue and content desired. To qualify for Plan 2E, any agency must commit to a monthly minimum of \$1,000.
2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)  
Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate (“Excluded Charges”) and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
Factiva on Westlaw Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent

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Image and Briefs)  
*Profiler* Databases  
Premier Databases  
Public Records Databases and Services (including EDGAR, Disclosure Company Index,  
Criminal Records Databases and Westlaw Public Records Databases and Services)  
Specialty Databases  
WestDockets  
West Reporter Images  
Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. All rates set forth under Option 2E shall be increased by 5% each year, including any extension years.
5. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
6. The Monthly Fixed Rate under Plan 2E will **NOT** be prorated and must start on the first day of a month.
7. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is **STRICTLY PROHIBITED**. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.



State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2F – Related Software Products**

Available only to Utah state agencies, trial courts (municipal and superior), county and city government agencies, higher education institutions (administrative personnel only), primary and secondary education institutions (administrative personnel only), tax-supported special districts and public libraries (administrative personnel only) eligible to participate under the State of Utah Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.

Plan 2F allows an agency to purchase related software products that interface with Westlaw and enhance research capabilities at a flat monthly rate for a specified number of users.

**West km:** West km is West’s knowledge management product. West km allows customers to investigate and research their agency’s own internal work product while simultaneously searching new cases and secondary sources through Westlaw. West km can enable reuse of an agency’s best work, increase knowledge sharing, increase productivity by not having to “reinvent wheels,” retrieve documents in word processing format for easy editing and repurpose, and work with document management systems to enhance the value of those systems.

Agencies procuring West km shall be billed a fixed monthly rate per seat for the West km software license (“Software License”). Implementation charges for the services listed below will be billed at an hourly rate in addition to the fixed monthly rate per seat for the Software License. The fixed monthly rate per seat for the Software License is negotiated on a case-by-case basis and is dependent upon the number of services an agency selects.

#### **Services**

Software License	\$ TBN
Implementation Charges	\$ TBN
Classroom Training	
Implementation Consulting	
Installation and Configuration	
On-Site Training and Consulting	
Total Implementation and Training	

An agency must purchase a minimum number of seats based on agency size. This minimum number of seats must be maintained during the term of the contract. Additional Implementation and Consulting Services may be purchased as needed. Additional software licenses may be purchased at the initially negotiated rate.

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A monthly West km subscription charge is also applicable. This monthly subscription charge is initially calculated based on the number of users.

Access to and usage of West km is governed by the then-current West km License Agreement incorporated by reference herein.

ProLaw is a case management/office management software. ProLaw allows everyone in the office to enter information once and see the whole picture – check case status and calendars, generate reports, find expert witnesses, track your time, all quickly and easily. ProLaw integrates the front and back offices into one office.

Charges for ProLaw case management/office management software and services are negotiated on a case-by-case basis.

ProLaw Software and Installation	\$ TBN
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Training, Conversion and Maintenance Services	\$ TBN
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Front Office Administrative Training

Back Office Administrative Training

Back Office On-Site Training and Consulting

Front Office On-Site Project Scoping and Definition

Follow-up Telephone Training

Data Conversion from ASCII Files

Maintenance

Additional Options	\$TBN
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On-Site Training with Software

Remote Implementation and Customization

Additional On-Site Training

Intellectual Property Rules

Data Conversion, Customization and Custom Reports

Access to and usage of ProLaw is governed by the then-current ProLaw Software License Agreement and the then-current ProLaw Source Code Protection Escrow Agreement both of which are incorporated by reference herein.

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State of Utah  
 Statewide Contract-Online Legal Research Services  
 Schedule A to Westlaw Subscriber Agreement  
**Plan 2G – Unlimited Government Service**  
 State of Utah – State Courts, Legislative Research General Counsel ,  
 Attorney General and Salt Lake County District Attorney

**Available only to the State of Utah – State Courts, Legislative Research General Counsel, Attorney General and Salt Lake County District Attorney eligible to participate under the Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.**

1. The State of Utah – State Courts, Legislative Research General Counsel, Attorney General and Salt Lake County District Attorney shall be billed the following “Monthly Fixed Rate” for unlimited Westlaw access.

Year	State Courts	Legislative Research General Counsel (inc. Legislators – see 4)	Attorney General (inc. Public Safety)	Salt Lake County – District Attorney
1	\$8,916/mo	\$3,167/mo	\$13,857/mo	\$14,658/mo
2	\$9,362/mo	\$3,325/mo	\$14,550/mo	\$15,391/mo
3	\$9,830/mo	\$3,491/mo	\$15,277/mo	\$16,160/mo
4	\$10,321/mo	\$3,666/mo	\$16,041/mo	\$16,968/mo
5	\$10,837/mo	\$3,849/mo	\$16,843/mo	\$17,817/mo

2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
 State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
 Selected Practice-Area Material (i.e., ABA-CLE)  
 Legal Texts, Periodicals and Miscellaneous Materials  
 Law Reviews & Journals  
 10<sup>th</sup> Circuit Briefs  
 Factiva on Westlaw Databases  
 Jury Instructions  
 American Law Report  
 American Jurisprudence  
 Corpus Juris Secundum  
 Public Records Databases and Services (including EDGAR, Disclosure Company Index, Criminal Records Databases and Westlaw Public Records Databases and Services)  
 McQuillin Library

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ExpertNet  
RIA/WGL– Federal Tax Reporter Library  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)  
Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate ("Excluded Charges") and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)  
*Profiler* Databases  
Premier Databases  
Specialty Databases  
WestDockets  
West Reporter Images  
Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. Should the Legislative Research General Counsel select West as its provider; West will extend access to Westlaw for the State Legislators while in session. Said access will include Utah specific materials and all 50 state/federal case law and statutes.
5. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
6. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is STRICTLY PROHIBITED. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.

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State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2H.1 – Unlimited Government Service**  
State of Utah – Office of the Attorney General

**Available only to the State of Utah – Office of the Attorney General participating under the Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.**

1. The State of Utah – Office of the Attorney General shall be billed the following “Monthly Fixed Rate” for unlimited Westlaw access.

Year	Monthly Fixed Rate
1	\$11,669
2	\$12,252
3	\$12,865
4	\$13,508
5	\$14,184

2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material (i.e., ABA-CLE)  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
Factiva on Westlaw Databases  
Jury Instructions  
American Law Report  
American Jurisprudence  
Corpus Juris Secundum  
Public Records Databases and Services (including EDGAR, Disclosure Company Index, Criminal Records Databases and Westlaw Public Records Databases and Services)  
McQuillin Library  
ExpertNet  
RIA/WGL– Federal Tax Reporter Library

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Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)  
Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate ("Excluded Charges") and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Briefs  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)  
*Profiler* Databases  
Premier Databases  
Specialty Databases  
WestDockets  
West Reporter Images  
Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
5. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is STRICTLY PROHIBITED. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.

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State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2H.2 – Unlimited Government Service**  
State of Utah – State Courts

**Available only to the State of Utah – State Courts participating under the Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.**

1. The State of Utah – State Courts shall be billed the following “Monthly Fixed Rate” for unlimited Westlaw access.

Year	Monthly Fixed Rate
Months 1 to 6	\$0
Months 7 to 12	\$4,693
Months 13 to 18	\$7,039
Months 19 to 24	\$9,385
3	\$9,854
4	\$10,347
5	\$10,864

2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material (i.e., ABA-CLE)  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
Jury Instructions  
American Law Report  
American Jurisprudence  
Corpus Juris Secundum  
RIA/WGL– Federal Tax Reporter Library  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)

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Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate ("Excluded Charges") and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Briefs  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
Factiva on Westlaw Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)  
*Profiler* Databases  
Premier Databases  
Public Records Databases and Services (including EDGAR, Disclosure Company Index, Criminal Records Databases and Westlaw Public Records Databases and Services)  
Specialty Databases  
WestDockets  
West Reporter Images  
Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
5. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is **STRICTLY PROHIBITED**. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.

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State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2H.3 – Unlimited Government Service**  
State of Utah – Legislative Research and General Counsel

**Available only to the State of Utah – Legislative Research and General Counsel participating under the Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.**

1. The State of Utah – Legislative Research and General Counsel shall be billed the following “Monthly Fixed Rate” for unlimited Westlaw access.

Year	Monthly Fixed Rate
Months 1 to 6	\$0
Months 7 to 12	\$1,035
Months 13 to 18	\$1,553
Months 19 to 24	\$2,070
3	\$2,174
4	\$2,282
5	\$2,396

2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material (i.e., ABA-CLE)  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
Factiva on Westlaw Databases  
American Law Report  
American Jurisprudence  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)  
Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

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3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate ("Excluded Charges") and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)

BNA Databases

Briefs

Company Profiles Databases

DIALOG on Westlaw Databases

Dossier Databases

Enflex Databases

PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)

*Profiler* Databases

Premier Databases

Public Records Databases and Services (including EDGAR, Disclosure Company Index,

Criminal Records Databases and Westlaw Public Records Databases and Services)

Specialty Databases

WestDockets

West Reporter Images

Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
5. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is STRICTLY PROHIBITED. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.

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State of Utah  
Statewide Contract-Online Legal Research Services  
Schedule A to Westlaw Subscriber Agreement  
**Plan 2H.4 – Unlimited Government Service**  
County of Salt Lake – Office of the District Attorney

**Available only to the County of Salt Lake – Office of the District Attorney participating under the Statewide Contract – Online Legal Research Services, between the State of Utah – Division of Purchasing and West (“West”). The rates set forth hereunder are available only to government personnel accessing Westlaw for government purposes.**

1. The County of Salt Lake – Office of the District Attorney shall be billed the following “Monthly Fixed Rate” for unlimited Westlaw access.

Year	Monthly Fixed Rate
1	\$12,343
2	\$12,960
3	\$13,608
4	\$14,289
5	\$15,003

2. Except as provided in Section 3, the following databases, Features and services shall be included in the Monthly Fixed Rate (“Included Charges”).

Federal Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
State Case Law & Judicial Materials, Statutes & Legislative Materials, Administrative Law & Regulations  
Selected Practice-Area Material (i.e., ABA-CLE)  
Legal Texts, Periodicals and Miscellaneous Materials  
Law Reviews & Journals  
Factiva on Westlaw Databases  
Jury Instructions  
American Law Report  
American Jurisprudence  
Corpus Juris Secundum  
Public Records Databases and Services (including EDGAR, Disclosure Company Index, Criminal Records Databases and Westlaw Public Records Databases and Services)  
McQuillin Library  
ExpertNet  
RIA/WGL– Federal Tax Reporter Library  
Online Citation Checking (including KeyCite)  
Offline Transmission (includes printing & downloading)

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Alert Services (WESTClip and KeyCite Alert)  
Offline Automated Citation Checking (via WESTCheck and including QuoteRight)

3. All charges associated with the following databases, Features and services shall be excluded from the Monthly Fixed Rate ("Excluded Charges") and shall be billed at the rates set forth on the Plan 2 Government Service-Hourly/Transactional.

Alert Services (WESTClip and KeyCite Alert continuous frequency)  
BNA Databases  
Briefs  
Company Profiles Databases  
DIALOG on Westlaw Databases  
Dossier Databases  
Enflex Databases  
PDF Charges (including, but not limited to Investext, Attorney Medical Advantage, Patent Image and Briefs)  
*Profiler* Databases  
Premier Databases  
Specialty Databases  
WestDockets  
West Reporter Images  
Charges for any third party Westlaw Feature(s) released during the Term

West may, at its option, make certain databases and features Excluded Charges if West is contractually bound or otherwise required to do so by a contributor of data to West, or if the features or databases are enhanced or released after August, 1, 2004.

4. All access to and usage of Westlaw databases, features and services, including westlaw.com, is governed by the then-current Westlaw Subscriber Agreement and West Software License Agreement incorporated by reference herein.
5. Each Westlaw user, including each Westlaw user that receives Westlaw training, must purchase and be assigned his/her own password. Westlaw passwords may only be used by the person to whom the password is issued. Sharing of Westlaw passwords between or among Subscriber's personnel is STRICTLY PROHIBITED. West reserves the right to issue additional passwords to Subscriber and charge Subscriber for such additional passwords, if West learns that Westlaw has been used by a person other than the person to whom the password has been issued.
6. West km<sup>TM</sup> Proof-of-Concept Trial Offer -- Summary of Material Terms:
  - OAG and West km<sup>TM</sup> Consulting Team identify a suitable collection of DA documents
  - Documents will be hosted on a secure server at Thomson West headquarters
  - For a 60-day period, DA Pilot Users will be able to search and retrieve DA documents via Westlaw user interface
  - Proof-of-Concept Trial offered at no charge
  - Offer valid for 1 year from the Effective Date of the Westlaw agreement

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